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-and-

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Attorneys for Plaintiff Primo Bedding
Company, Inc., d/b/a Primo International

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

PRIMO BEDDING COMPANY, INC.,
D/B/A PRIMO INTERNATIONAL,

Plaintiff,

v.

JOHN TURANO and FRANK TURANO,

Defendants.

Civil Action No. 07-9427 (WHP)

**STIPULATION OF DISMISSAL WITH
PREJUDICE AND WITHOUT COSTS**

Pursuant to Federal Rule of Civil Procedure 41(a)(1), it is hereby **STIPULATED** and **AGREED** by and between plaintiff Primo Bedding Company, Inc., d/b/a Primo International and defendants John Turano and Frank Turano, by and through their respective undersigned counsel, that any and all claims and counterclaims that were asserted or that could

have been asserted in the above-captioned matter be and hereby are **DISMISSED WITH PREJUDICE** and **WITHOUT COSTS** against any party.

RIKER, DANZIG, SCHERER,
HYLAND & PERRETTI LLP
Attorneys for Primo Bedding Company,
Inc., d/b/a Primo International

By: 

Julian W. Wells (JWW-4893)

DATED: February 25, 2008

ETTELMAN & HOCHHEISER, P.C.
Attorneys for John Turano and
Frank Turano

By: 

Suzanne B. Fertig (SBF-7107)

DATED: February 22, 2008

SO ORDERED:


WILLIAM H. PAULEY III U.S.D.J.

2/28/08